

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

<p>UNITED STATES OF AMERICA et al., Petitioners, vs. STATE OF WASHINGTON et al., Respondent.</p>	<p>Case No. C70-9213 Subproceeding No. 19-01RSM ORDER GRANTING LEAVE TO OPEN A NEW SUBPROCEEDING</p>
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THIS MATTER comes before the Court for consideration upon the *Ex Parte* Motion of the Swinomish Indian Tribal Community, the Tulalip Tribes and the Upper Skagit Indian Tribe (the Moving Tribes) to open a new subproceeding against the Lummi Nation. Dkt. #22060. A certification filed with the instant Motion certifies that the parties have held a Meet and Confer and have conducted negotiations in compliance with the pre-filing requirements of Paragraph 25 of the Permanent Injunction, as modified August 11, 1993 (Dkt. #13599), and the Court's Supplemental Order on Paragraph 25 Procedure (Dkt. #13599).

Having considered the materials submitted in support of the instant Motion and the relevant record, the Court hereby ORDERS that the Moving Tribes are GRANTED leave to open a new subproceeding against the Lummi Nation and the State of Washington.

It is further ORDERED that the Clerk shall open this matter as a new subproceeding, designated as 19-sp-01RSM. The Moving Tribes shall proceed with the filing of their Request

**ORDER GRANTING LEAVE TO OPEN A NEW
SUBPROCEEDING – Page 1**

SWINOMISH INDIAN TRIBAL COMM
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1 for Determination. All subsequent filings in the subproceeding shall be filed in the main case,
2 C70-9213RSM, as well as in this subproceeding.

3 This ORDER does not constitute a finding that the dispute is within the Court's
4 jurisdiction under Paragraph 25 of the Permanent Injunction.

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6 DATED this 15 of October 2019

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RICARDO S. MARTINEZ
CHIEF UNITED STATES DISTRICT JUDGE

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**ORDER GRANTING LEAVE TO OPEN A NEW
SUBPROCEEDING – Page 2**

Civil Case No. 9213, Subproceeding 19-sp-01RSM

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27 **ORDER GRANTING LEAVE TO OPEN A NEW
28 SUBPROCEEDING – Page 3**

29 Civil Case No. 9213, Subproceeding 19-sp-01RSM

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